

01  
02  
03  
04  
05  
06 UNITED STATES DISTRICT COURT  
07 WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

08 TIMOTHY D. HUNTER, )  
09 Plaintiff, ) CASE NO. C11-1889-RAJ-MAT  
10 v. )  
11 MICHAEL ASTRUE, ) REPORT AND RECOMMENDATION  
Commissioner of Social Security, )  
12 Defendant. )  
13 \_\_\_\_\_ )

14 Plaintiff brought this action to seek judicial review of the denial of his applications for  
15 Disability Insurance Benefits (DIB) and Supplemental Security Income (SSI) by the  
16 Commissioner of the Social Security Administration. The parties have now stipulated that this  
17 case should be reversed and remanded pursuant to sentence four of 42 U.S.C. § 405(g). (Dkt.  
18 21.)

19 Based on the stipulation of the parties, the Court recommends that this case be  
20 REVERSED and REMANDED for further administrative proceedings. The parties have  
21 stipulated that, on remand, the Administrative Law Judge (ALJ) will: (1) provide a de novo  
22 hearing and a new decision regarding plaintiff's DIB and SSI applications; (2) further evaluate

01 the opinions of record and the claimant's residual functional capacity; and (3) further evaluate  
02 whether the claimant can perform his past relevant work and, if necessary, obtain vocational  
03 expert testimony. Additionally, upon proper application, the Court will consider plaintiff's  
04 application for attorney fees and expenses pursuant to 28 U.S.C. § 2412, and costs pursuant to  
05 28 U.S.C. § 1920.

06 Given the above, the Court recommends that United States District Judge Richard A.  
07 Jones immediately approve this Report and Recommendation and order the case REVERSED  
08 and REMANDED for further administrative proceedings. A proposed order accompanies this  
09 Report and Recommendation.

10 DATED this 1st day of May, 2012.

11  
12 

13 Mary Alice Theiler  
14 United States Magistrate Judge  
15  
16  
17  
18  
19  
20  
21  
22